

**WOODSTOCK POLICE PENSION FUND
MINUTES OF THE BOARD OF TRUSTEES**

TUESDAY, JULY 13, 2021

A meeting of the Board of Trustees of the Woodstock Police Pension Fund was called to order by President Dennis Leard at 6:00 p.m. on Tuesday, July 13, 2021 via video conference in accordance with Section 6 of Governor Pritzker's Executive Order 2020-07 (COVID-19 Executive Order No. 5). The call of this meeting is to cover items set forth in the agenda that was posted with the meeting notice. Notice of this hearing was posted forty-eight hours in advance at the Woodstock City Hall and Woodstock Police Department. All media was notified of this meeting. All Board members were notified of this meeting. A roll call was taken.

Board Members Present: Dennis Leard, Terri Abrams, Gordon Knapp, Jeremy Mortimer and Joshua Fourdyce.

Board Members Absent: None.

Others Present: Carolyn Welch Clifford, Attorney, Ottosen DiNolfo; Paul Christensen, Woodstock City Finance Director; and Kathleen Phillips, Administrative Assistant to the Fund.

APPROVAL OF MINUTES: Motion by Trustee Mortimer to approve the Minutes from the regular quarterly meeting of April 14, 2021. Seconded by Trustee Knapp. A roll call was taken.

Ayes: Dennis Leard, Terri Abrams, Gordon Knapp, Jeremy Mortimer and Joshua Fourdyce.

Nays: None.

Abstentions: None.

Absentees: None.

Motion carried.

CLOSED MEETING MINUTES: Trustee Mortimer advised that he was able to inventory the closed meeting minutes from 2009, 2010 and 2011 and has completed the appropriate form provided by Attorney Clifford indicating the date

of the meeting, subject of each meeting and approval date of the written minutes by the Board. Since there are approved written minutes for the five meetings indicated on the form and they are over eighteen months old, action can be taken to destroy these tapes.

Motion by Trustee Mortimer to destroy the closed session recordings from the five listed dates and continue to keep the closed session written minutes closed. Seconded by Trustee Fourdyce. A roll call was taken.

Ayes: Dennis Leard, Terri Abrams, Gordon Knapp, Jeremy Mortimer and Joshua Fourdyce.

Nays: None.

Abstentions: None.

Absentees: None.

Motion carried.

ACCOUNTANT/TREASURER'S REPORT: Mr. Christensen reviewed the fiscal year-end financial statement from 4-30-21 as well as the most recent 5-30-21 financial statement. Mr. Christensen also covered items listed on the Payroll Warrants and Warrants list. There is an indication that Grace Gorski's benefit payment ceased with a partial payment in June. It was determined through an investigation by Mr. Christensen that Ms. Gorski would also receive a stale dated check that had never been cashed by her father.

Motion by Trustee Mortimer to approve payment of the expenses reflected on the Warrant List. Seconded by Trustee Fourdyce. A roll call was taken.

Ayes: Dennis Leard, Terri Abrams, Gordon Knapp, Jeremy Mortimer and Joshua Fourdyce.

Nays: None.

Abstentions: None.

Absentees: None.

Motion carried.

COMMUNICATIONS AND REPORTS: Mr. Christensen informed the Board members that the Affidavits of Continued Eligibility are completed for this year. They will be sent out again in December of each year. Attorney Clifford pointed out that it is important to get updated spousal information during the first quarter

for the Department of Insurance's annual statement. Mr. Christensen will bring the Affidavit to the next meeting for a review of the actual format itself. It was brought up by President Leard that repeating information may not be necessary, but just a box to check if all information remains the same.

ACTIVE MEMBER FILE MAINTENANCE: Attorney Clifford advised the Board members to make sure that the active members' files are updated with new marriages, divorces, children, et cetera. Trustee Mortimer did report that he does send out an email yearly reminding the active members for updated information along those lines.

UPDATES ON CONSOLIDATION AND PENDING LITIGATION:

Attorney Clifford informed the Board members that the Illinois Police Officers' Pension Investment Fund (IPOPIF) website has more information regarding rules that have been adopted and new policies involved with the consolidated fund. The executive director for the consolidation is available as well to answer any questions. Attorney Clifford indicated that Rule AR 2021-01 was adopted which is the appointment of authorized representatives or point people to receive communications from the consolidated board. These representatives will also be empowered to sign off on documents and take action as the consolidation and the transfer of assets transpires. That appointment will be by a resolution. A model has been sent out that Attorney Clifford has tweaked for the Board's benefit and action will need to be taken on this.

Regarding the pending litigation, Attorney Clifford indicated that the case of *Arlington Heights Police Pension Fund v Pritzker* was filed in February 2021 and involves 18 pension funds of which 16 are police pension funds. At the end of June the Defendants filed Motions to Dismiss, which she has provided for everyone to review. Next should be the Plaintiffs filing a Motion for Judgment on the Pleadings. In August the parties will appear before the Judge to obtain a hearing date for both motions to determine the fundamental question of whether the consolidation is constitutional or unconstitutional. It is predicted that whoever is on the losing side of that argument will undoubtedly appeal and if so, this will go directly to the Illinois Supreme Court.

Mr. Christensen inquired if the Fire Pension Funds have determined how both the transition of assets and payment to the pensioners will be handled. According to Attorney Clifford the transition of assets will occur on October 1st, November 1st,

December 1st and January 4th. It is organized by fiscal year. They are asking all pension funds to set aside sixty days' worth of benefits as their date of transfer gets close because the pension funds will not be able to ask for money back from the investment fund in that initial sixty-day period. The first of every month each pension fund can make a request for the amount of money they want to be provided for the next month's benefit expenses. For example, on January 1st a pension fund would request money needed for February's expenses.

APPLICATIONS FOR WITHDRAWALS: Trustee Mortimer reported there are no membership withdrawals at this time.

APPLICATIONS FOR RETIREMENT BENEFITS: Trustee Mortimer reported that Jeffrey Parsons' official retirement date after 24 years and 3 months of creditable service will be August 23, 2021 with his final salary being \$131,141.66. Charles Vorderer has left employment with the City of Woodstock Police Department with 15 years, 5 months and 6 days of creditable service. Mr. Vorderer has chosen to leave his funds in the police pension fund at this time. At age 60, beginning on July 13, 2040, he would start to receive his pension benefits.

Motion by Trustee Mortimer to accept the retirement application of Jeffrey Parsons and the deferred pension application of Charles Vorderer. Second by Trustee Abrams. A roll call was taken.

Ayes: Dennis Leard, Terri Abrams, Gordon Knapp, Jeremy Mortimer and Joshua Fourdyce.

Nays: None.

Abstentions: None.

Absentees: None.

Motion carried.

ATTORNEY'S REPORT: Attorney Clifford summarized the Pension Insights regarding the Village of Hanover Park and the question of whether or not holiday pay was pensionable salary. The second handout concerns some case law updates but one in portion in particular regarding a judge commenting on how frustrating it is to read the Illinois Pension Code.

Attorney Clifford also provided a copy of her presentation at the National Association of Public Pension Fund Attorney remote conference in June which covered the topic of COVID-19 long-haulers and how that may affect disability and death benefits going forward.

NEW BUSINESS:

RESOLUTION TO APPOINT AUTHORIZED REPRESENTATIVE:

Attorney Clifford reiterated this is the resolution touched on previously that the Consolidated Fund provided to have each pension fund appoint two individuals to be the authorized representatives to receive communications from that Consolidated Board and also authorized to take action when necessary. The recommendations from Attorney Clifford would be for President Leard and also Mr. Christensen to be appointed as authorized representatives at this time. This resolution will likely be Resolution 2021-02.

Motion by Trustee Abrams to approve the resolution appointing President Leard and Mr. Christensen as the authorized representatives to the Consolidated Fund. Seconded by Trustee Knapp. A roll call was taken.

Ayes: Dennis Leard, Terri Abrams, Gordon Knapp, Jeremy Mortimer and Joshua Fourdyce.

Nays: None.

Abstentions: None.

Absentees: None.

Motion carried.

Attorney Clifford advised the Board members that once the resolution number is confirmed, it needs to be signed by the president and secretary of this Board and insert the roll call vote into the resolution. At that point it will be scanned and submitted to the Consolidated Board by Mr. Christensen, with a copy to the Board's attorney.

ANNUAL ELECTION OF BOARD OFFICERS: Nominations were taken for the position of President, Vice President, Secretary and Assistant Secretary. It was requested by Trustee Abrams that the nominations be conducted as a slate. Trustee Abrams nominated Dennis Leard as President, herself (Terri Abrams) as Vice President, Jeremy Mortimer as Secretary and Joshua Fourdyce as Assistant Secretary. President Leard seconded the slate nomination. A roll call was taken.

Ayes: Dennis Leard, Terri Abrams, Gordon Knapp, Jeremy Mortimer and Joshua Fourdyce.

Nays: None.

Abstentions: None.

Absentees: None.

Motion carried.

ASSIGNING FOIA OFFICER AND OMA DESIGNEE: Attorney Clifford advised the Board members that if they are comfortable with the existing designations with Trustee Mortimer being the OMA designee and Mr. Christensen as the FOIA officer, no further action is required.

TRUSTEE TRAINING UPDATES: Attorney Clifford reminded the members that only 8 hours are required at this point. IPPFA is hosting training in Oak Brook in late September but there are virtual options as well. Attorney Clifford will collect some online offerings and submit them to the members for their review.

ADJOURNMENT: Motion to adjourn the meeting at 6:48 p.m. by Trustee Mortimer. Seconded by Trustee Abrams. A roll call was taken.

Ayes: Dennis Leard, Terri Abrams, Gordon Knapp, Jeremy Mortimer and Joshua Fourdyce.

Nays: None.

Abstentions: None.

Absentees: None.

Motion carried.

Respectfully submitted,

Jeremy Mortimer, Secretary

Date Approved by Board

Minutes prepared by Kathleen Phillips